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Timothy H. Van Dyke, Patent Attorney

Docket No. 10457-036

Serial No.: 09/804,484

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Russel, Jeffrey E
Applicant : Grant Maria
Serial No. : 09/804,484
For: Composition For Treating Diabetic Retinopathy and Methods of
Using Same
Docket No : 10457-036 (previously UF-10287R)

Commissioner for Patents

PROVISIONAL PETITION FOR A THREE-MONTH EXTENSION OF TIME

A petition for a two-month extension of time, a Request for Continued Examination, and fees in the amount of \$595.00 were filed today, November 24, 2003. The Patent Office issued an advisory action mailed on October 14, 2003. The Advisory Action indicates that the period for reply is four months from the date of the final office action. The final office action was mailed on May 22, 2003 thus four months thereafter would be September 22, 2003. Thus, it is Applicant's good-faith belief that only a two-month extension of time is required to submit a Request for Continued Examination, which would cover October and up to November 24, 2003. However, in the event that the Patent Office takes the position that a three month extension of time is required, Applicant hereby petitions for a three-month extension of time to submit the aforementioned Request for Continued Examination and other materials.

On September 22, 2003, Applicant submitted and paid for a one-month extension of time. Thus, the difference in fees from a one-month to a three month is \$420. A form 2038 in this amount is

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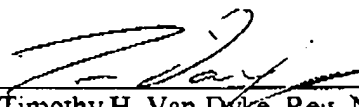
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attached hereto. **This form 2038 should only be processed if it is found that a three month extension of time and not a two month extension of time is required. If it is found that only a two-month extension of time is needed, this form 2038 should be discarded.**

Applicant requests that the undersigned be contacted should there be any questions, or if additional information is required for this Petition.

Respectfully submitted,



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11/24/03

Date